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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

NICOLLE FOSTER,

Plaintiff,

vs.

CREDIT ONE BANK, N.A.,

Defendant.

Case No.: 2:21-cv-00680-APG-VCF

**STIPULATION AND ORDER TO EXTEND DEADLINES FOR FILING OPPOSITION
AND REPLY BRIEFS REGARDING DEFENDANT CREDIT ONE BANK, N.A.'S
MOTION FOR SUMMARY JUDGMENT [ECF NO. 43]**

(First Request as to Opposition and Reply Only)

Plaintiff NICOLLE FOSTER and Defendant CREDIT ONE BANK, N.A.,¹ by and through their respective counsel of record, STIPULATE AND AGREE that the current deadline for Plaintiff to submit her points and authorities in opposition to “Defendant Credit One Bank, N.A.’s Motion for Summary Judgment,” ECF No. 43, and for Defendant to file its reply in support of its motion.

¹ Defendant Credit One Financial, a Nevada corporation, was dismissed from this case by stipulation of the parties. See ECF No. 25.

1 This is the first request to extend the deadline specifically for the opposition and reply briefs in this
2 matter, although it is the third request to extend deadlines pertaining to dispositive motions in this
3 matter. “Defendant Credit One Bank, N.A.’s Motion for Summary Judgment,” ECF No. 43, was
4 filed on December 9, 2022.

5 Pursuant to the “Stipulation and Order to Extend Deadlines for Filing Dispositive Motions
6 (Second Request), ECF No. 42:

7 1. The deadline for filing Plaintiff’s opposition to “Defendant Credit One Bank, N.A.’s
8 Motion for Summary Judgment,” ECF No. 43, is set for January 6, 2023; and

9 2. The deadline for filing Defendant’s reply in support of its motion is set for January
10 20, 2023, the deadline set by operation of LR 7-2(b).

11 The parties hereby stipulate and agree to modify as follows:

12 1. Plaintiff’s points and authorities in opposition to “Defendant Credit One Bank, N.A.’s
13 Motion for Summary Judgment,” ECF No. 43, must be filed no later than **January 11, 2023**;

14 2. Defendant’s reply in support of its motion Any reply in support of a dispositive
15 motion must be filed no later than **January 30, 2023**.

16 There is good cause for this modification of the briefing schedule.

17 1. There is a significant volume of material to review in the preparation of the
18 opposition.

19 2. Plaintiff’s counsel has three briefs (including this opposition) and a motion to be filed
20 during the week of January 2, 2023.

21 3. Completion of Plaintiff’s opposition within the designated time was affected by the
22 holidays during the year-end holiday season.

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This stipulation is entered into in good faith and not for purposes of delay.

DATED: 4 January 2023.

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STEWART, P.C.

By: /s/ Robert P. Spretnak
Robert P. Spretnak, Esq.

By: /s/ Anthony L. Martin
Anthony L. Martin, Esq.
Noel M. Hernandez, Esq.

Attorney for Plaintiff

Attorneys for Defendant

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IT IS SO ORDERED.


UNITED STATES DISTRICT COURT JUDGE

DATED: January 6, 2023